

SENATE BILL 194

A1

0lr1281
CF HB 553

By: **Senator Colburn**

Introduced and read first time: January 20, 2010

Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 9, 2010

CHAPTER _____

1 AN ACT concerning

2 **~~Dorchester and Wicomico Counties~~ County – Alcoholic Beverages –**
3 **Pub-Brewery and Micro-Brewery Licenses**

4 FOR the purpose of authorizing the State Comptroller to issue a certain number of
5 Class 6 pub-brewery licenses and Class 7 micro-brewery licenses to certain
6 ~~persons~~ applicants for locations in an enterprise zone in Dorchester County;
7 ~~expanding the location for Class 7 micro-brewery licenses in Wicomico County~~
8 ~~to include any enterprise zone in Wicomico County; repealing a certain~~
9 ~~restriction concerning micro-brewery licenses~~ specifying that certain provisions
10 of this Act do not limit the number of certain licenses that may be issued in
11 Dorchester County; making a certain technical ~~corrections~~ correction; and
12 generally relating to pub-brewery and micro-brewery licenses in Dorchester
13 County ~~and Wicomico County.~~

14 BY repealing and reenacting, with amendments,
15 Article 2B – Alcoholic Beverages
16 Section 12-104(e)(5)
17 Annotated Code of Maryland
18 (2005 Replacement Volume and 2009 Supplement)

19 BY adding to
20 Article 2B – Alcoholic Beverages
21 Section 12-104(e)(6)
22 Annotated Code of Maryland
23 (2005 Replacement Volume and 2009 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
2 MARYLAND, That the Laws of Maryland read as follows:

3 **Article 2B – Alcoholic Beverages**

4 12–104.

5 (e) (5) ~~¶~~(i) This paragraph applies only in Wicomico County.

6 (ii) Subject to subparagraphs (iii) and (iv) of this paragraph, the
7 ~~Board of License Commissioners~~ **STATE COMPTROLLER** may issue one Class 6
8 pub–brewery license or one Class 7 micro–brewery license, but not both, to a person
9 that holds not more than three Class B beer, wine and liquor licenses.

10 (iii) A Class 6 pub–brewery license or a Class 7 micro–brewery
11 license issued under subparagraph (ii) of this paragraph may be issued only for a
12 location in an enterprise zone in the City of Salisbury.

13 (iv) A holder of a Class 7 micro–brewery license issued under
14 subparagraph (ii) of this paragraph may sell beer for off–premises consumption only to
15 a wholesaler licensed under this article.‡

16 **(6) (I) THE STATE COMPTROLLER MAY ISSUE TO A SINGLE**
17 **APPLICANT ONE CLASS 6 PUB–BREWERY LICENSE OR ONE CLASS 7**
18 **MICRO–BREWERY LICENSE BUT NOT BOTH‡**

19 ~~(I) FOR FOR A LOCATION IN AN ENTERPRISE ZONE IN~~
20 ~~DORCHESTER COUNTY, TO A PERSON IF THE APPLICANT THAT HOLDS NO MORE~~
21 ~~THAN THREE CLASS B BEER, WINE AND LIQUOR LICENSES ISSUED BY THE~~
22 ~~BOARD OF LICENSE COMMISSIONERS FOR DORCHESTER COUNTY, AND~~

23 ~~(II) FOR A LOCATION IN AN ENTERPRISE ZONE IN~~
24 ~~WICOMICO COUNTY, TO A PERSON THAT HOLDS NO MORE THAN THREE CLASS B~~
25 ~~BEER, WINE AND LIQUOR LICENSES ISSUED BY THE BOARD OF LICENSE~~
26 ~~COMMISSIONERS FOR WICOMICO COUNTY.~~

27 **(II) THIS PARAGRAPH DOES NOT LIMIT THE NUMBER OF**
28 **CLASS 6 PUB–BREWERY LICENSES OR CLASS 7 MICRO–BREWERY LICENSES**
29 **THAT THE STATE COMPTROLLER MAY ISSUE IN DORCHESTER COUNTY.**

30 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
31 July 1, 2010.